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# COMMONWEALTH OF VIRGINIA

## STATE CORPORATION COMMISSION

AT RICHMOND, January 26, 2001

APPLICATION OF

EDGE CONNECTIONS OF VIRGINIA, LLC CASE NO. PUC000154

For certificates of public convenience and necessity to provide local exchange and interexchange telecommunications services

# ORDER GRANTING MOTION AND RESCHEDULING HEARING

On November 9, 2000, the State Corporation Commission
("Commission") issued an Order for Notice and Hearing in the
above-referenced matter scheduling a hearing for February 13,
2001. The Order directed Edge Connections of Virginia, LLC
("Edge" or the "Company"), to: publish notice of its application
by December 1, 2000; give notice to all local exchange and
interexchange telephone carriers certificated in Virginia by the
same date; prefile any additional direct testimony by December
15, 2000; file proof of notice and proof of service by January
16, 2001; file any testimony in rebuttal to prefiled testimony
of Commission Staff or any Protestants by February 7, 2001; and
respond to written interrogatories or data requests within seven
(7) days after receipt of same.

Further, the Order provided for Notice of Protests, objections to, and comments on Edge's application to be filed by January 5, 2001. Persons wishing to participate as a Protestant were to file a Protest and testimony and exhibits expected to be used at the hearing by January 22, 2001. Commission Staff was directed to analyze the application and file a Staff Report and, if necessary, any testimony and exhibits expected to be used at the hearing by January 31, 2001.

On January 22, 2001, Edge filed a motion to reschedule the Company's hearing date and revise the associated procedural schedule.

Having considered this motion, the Commission is of the opinion and finds that the Company's motion should be granted.

Accordingly, IT IS ORDERED THAT:

- (1) The public hearing for the purpose of receiving evidence relevant to Edge's application for a certificate to provide local exchange telecommunications services and associated deadlines originally scheduled are modified as follows below.
- (2) The public hearing is hereby rescheduled for March 28, 2001, at 10:00 a.m. in the Commission's second floor courtroom located in the Tyler Building, 1300 East Main Street, Richmond, Virginia. If substantive objections to Edge's application for a certificate to provide interexchange telecommunications services

are received on or before February 23, 2001, the Commission will also hear evidence on this issue at the March 28, 2001, public hearing. If no such substantive objections are received on or before February 23, 2001, the Commission may grant Edge's requested certificate to provide interexchange telecommunications services without conducting a hearing.

(3) On or before February 7, 2001, the Company shall complete publication of the following notice, which may be published on one (1) occasion as classified advertising in newspapers having general circulation throughout Edge's proposed service territory:

NOTICE TO THE PUBLIC OF AN APPLICATION BY EDGE CONNECTIONS OF VIRGINIA, LLC, FOR CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY TO PROVIDE LOCAL EXCHANGE AND INTEREXCHANGE TELECOMMUNICATIONS SERVICES THROUGHOUT THE COMMONWEALTH OF VIRGINIA

CASE NO. PUC000154

On October 3, 2000, Edge Connection of Virginia, LLC ("Edge" or "Company"), filed an application with the State Corporation Commission ("Commission") for certificates of public convenience and necessity ("certificates") to provide local exchange and interexchange telecommunications services throughout the Commonwealth of Virginia. In its application, the Company also requested authority to price its interexchange telecommunications services on a competitive basis pursuant to § 56-481.1 of the Code of Virginia.

A public hearing will be convened on March 28, 2001, at 10:00 a.m. in the Commission's

second floor courtroom located in the Tyler Building, 1300 East Main Street, Richmond, Virginia, to hear evidence relevant to Edge's application for a certificate to provide local exchange telecommunications services. The Commission will hear evidence on Edge's application for a certificate to provide interexchange telecommunications services at the March 28, 2001, public hearing only if substantive objections to this portion of the application are filed on or before February 23, 2001. If no such substantive objections are received, the Commission may grant the certificate to provide interexchange telecommunications services without a hearing.

Copies of the application are available for public inspection between the hours of 8:15 a.m. and 5:00 p.m. in the Commission's Document Control Center located on the first floor of the Tyler Building, 1300 East Main Street, Richmond, Virginia or can be ordered from counsel for Edge, Charles V. Gerkin, Jr., Esquire, Smith, Gambrell & Russell, LLP, Suite 3100, Promenade II, 1230 Peachtree Street, N.E., Atlanta, GA 30309-3592.

Any person desiring to comment in writing on Edge's application for certificates to provide local exchange telecommunications services or interexchange telecommunications services may do so by directing such comments on or before February 28, 2001, to the Clerk of the Commission at the address set out below. Any person desiring to make a statement at the public hearing concerning Edge's application for a certificate to provide local exchange telecommunications services need only appear in the Commission's second floor courtroom at 9:45 a.m. on the day of the hearing and identify himself or herself as a public witness to the Commission's Bailiff.

Any person who expects to submit evidence, cross-examine witnesses, or

otherwise participate in the proceeding as a Protestant, pursuant to Commission Rule 4:6 of the Commission's Rules of Practice and Procedure, should promptly obtain a copy of the Order for Notice and Hearing from the Clerk of the Commission for complete details of the procedural schedule and instructions on participation.

Individuals with disabilities who require an accommodation to participate in the hearing should contact the Commission at least seven (7) days before the scheduled hearing date at 1-800-552-7945 (voice) or 1-804-371-9206 (TDD).

All written communications to the Commission concerning Edge's application should be directed to Joel H. Peck, Clerk of the State Corporation Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218, and must refer to Case No. PUC000154.

# EDGE CONNECTIONS OF VIRGINIA, LLC

- (4) On or before February 7, 2001, the Company shall give notice of its application to each local exchange telephone carrier certificated in Virginia and each interexchange carrier certificated in Virginia by personal delivery or first-class mail, postage prepaid, to the customary place of business or residence of the person served. These lists were attached to our November 9, 2000, Order for Notice and Hearing as Appendices A and B, respectively.
- (5) On or before February 14, 2001, the Company shall prefile with the Commission an original and fifteen (15) copies of any additional direct testimony it intends to present at the

public hearing. Copies shall also be served on any person who files a Notice of Protest.

- (6) On or before February 23, 2001, any person desiring to participate as a Protestant as defined in Rule 4:6 of the Commission's Rules of Practice and Procedure ("Rules") shall file an original and fifteen (15) copies of a Notice of Protest as provided in Rule 5:16(a) and shall serve a copy of the same on counsel for Edge, Charles V. Gerkin, Jr., Esquire, Smith, Gambrell & Russell, LLP, Suite 3100, Promenade II, 1230 Peachtree Street, N.E., Atlanta, GA 30309-3592.
- (7) On or before February 23, 2001, any person wishing to lodge an objection to Edge's application for a certificate to provide interexchange telecommunications services shall file an original and fifteen (15) copies of its objection in writing with Joel H. Peck, Clerk of the State Corporation Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218. Written objections shall refer to Case No. PUC000154 and shall state with specificity why a hearing is necessary. If substantive objections are received, the Commission will hear evidence relevant to this portion of the application at the March 28, 2001, public hearing.
- (8) Any person desiring to comment in writing on Edge's application for a certificate to provide interexchange telecommunications services may do so by directing such comments

on or before February 23, 2001, to the Clerk of the Commission at the address set forth above. Written comments must refer to Case No. PUC000154.

- (9) Any person desiring to comment in writing on Edge's application for a certificate to provide local exchange telecommunications services may do so by directing such comments on or before February 23, 2001, to the Clerk of the Commission at the address set out above. Comments must refer to Case

  No. PUC000154. Any person desiring to make a statement at the public hearing concerning the application for a certificate for local exchange telecommunications services need only appear in the Commission's second floor courtroom at 9:45 a.m. on the day of the hearing and identify himself or herself to the Bailiff as a public witness.
- examine witnesses, or otherwise participate in the proceeding as a Protestant pursuant to Rule 4:6 shall file on or before March 2, 2001, an original and fifteen (15) copies of its Protest, referring to Case No. PUC000154, and shall on the same day mail a copy thereof to counsel for Edge at the address identified above and to any other Protestants. The Protest shall set forth (i) a precise statement of the interest of the Protestant in the proceeding; (ii) a full and clear statement of the facts which the Protestant is prepared to prove by competent evidence; and

- (iii) a statement of the specific relief sought and the legal basis therefor. Any corporate entity that wishes to submit evidence, cross-examine witnesses, or otherwise participate as a Protestant must be represented by legal counsel in accordance with the requirements of Rule 4:8 of the Commission's Rules.
- (11) On or before March 2, 2001, each Protestant shall file with the Clerk of the Commission an original and fifteen (15) copies of the prepared testimony and exhibits the Protestant intends to present at the hearing, and shall on the same day mail a copy of the same to counsel for Edge and other Protestants. Service upon Edge shall be made at the address set forth above.
- (12) On or before March 14, 2001, the Company shall file with the Commission proof of notice and proof of service as ordered herein.
- (13) The Commission Staff shall analyze the reasonableness of Edge's application and present its findings in a Staff Report to be filed on or before March 16, 2001.
- (14) On or before March 16, 2001, if necessary, the Commission Staff may file with the Clerk of the Commission an original and fifteen (15) copies of any prepared testimony and exhibits it intends to present at the public hearing. A copy of the Staff's direct testimony shall be mailed to counsel for the Company and to each Protestant.

- (15) On or before March 23, 2001, the Company shall file with the Clerk of the Commission an original and fifteen (15) copies of any testimony it expects to introduce in rebuttal to any direct prefiled testimony of Staff and Protestants. A copy of the rebuttal testimony shall be mailed to Staff and each Protestant by overnight delivery.
- (16) All other provisions of our November 9, 2000, Order for Notice and Hearing shall remain in effect.
  - (17) This case is continued generally.